

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

ROYAL INDEMNITY COMPANY,

Plaintiff,

V.

) C.A. No. 05-165-JJF

PEPPER HAMILTON LLP, W. RODERICK
GAGNE', FREED MAXICK & BATTAGLIA
CPAs, McGLADREY & PULLEN LLP, and
MICHAEL AQUINO,

Defendants

CHARLES A. STANZIALE, JR.,
Chapter 7 Trustee of Student Finance
Corporation,
Plaintiff,

) C.A. No. 05-72-JJF

V.

McGLADREY & PULLEN LLP and
MICHAEL AQUINO,

Defendants

CHARLES A. STANZIALE, JR.,
Chapter 7 Trustee of Student Finance
Corporation,
Plaintiff,

) C.A. No. 04-1551-JJF

V.

PEPPER HAMILTON LLP, et al.,

Defendants.

MBIA INSURANCE CORPORATION and
WELLS FARGO BANK, N.A. (f/k/a WELLS
FARGO BANK MINNESOTA N.A.) as
TRUSTEE OF SFC GRANTOR TRUST,
SERIES 2000-1, SFC GRANTOR TRUST,

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|--|------------------------|
| SERIES 2000-2, SFC GRANTOR TRUST, |) |
| SERIES 2000-3, SFC GRANTOR TRUST, |) C.A. No. 02-1294-JJF |
| SERIES 2000-4, SFC GRANTOR TRUST, |) |
| SERIES 2001-1, SFC GRANTOR TRUST, |) |
| SERIES 2001-2, SFC OWNER TRUST 2001-I, |) |
| AND SFC GRANTOR TRUST, SERIES 2001-3, |) |
| |) |
| Plaintiffs/Counterclaim Defendants, |) |
| |) |
| v. |) |
| |) |
| ROYAL INDEMNITY COMPANY, |) |
| |) |
| Defendant/Counterclaim Plaintiff. |) |
| _____ |) |

MOTION TO COMPEL DEPOSITION OF JOHN P. GARVEY¹

Wells Fargo Bank N.A. as Trustee for Certain SFC Grantor and Owner Trusts (“Wells Fargo”), hereby moves, pursuant to Federal Rule of Civil Procedure 37, for an order compelling the deposition of John P. Garvey, one of the experts of Royal Indemnity Company. The grounds for this motion are as set forth in Pepper Hamilton LLP’s Motion to Compel the Deposition of John P. Garvey (D.I. 323 in C.A. No. 04-1551) (D.I. 561 in C.A. No. 05-165) and Memorandum in support thereof (D.I. 324 in C. A. No. 04-1551) (D.I. 562 in C.A. 05-165).

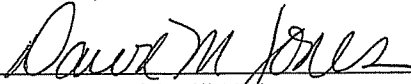
¹ In accordance with Local Rule 7.1.1, Wells Fargo relies on the statements at pages 1-3 of Memorandum of Pepper Hamilton LLP in Support of its Motion to Compel (D.I. 324 in C. A. No. 04-1551) (D.I. 562 in C.A. 05-165) the deposition of John P. Garvey in averring that a reasonable effort has been made to reach agreement with opposing parties regarding Mr. Garvey’s appearance for a deposition.

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Dated: September 7, 2007


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*Attorneys for Wells Fargo Bank N.A. as
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Trusts*

CERTIFICATE OF SERVICE

I, Dawn M. Jones, Esquire, hereby certify that on September 7, 2007, I caused to be electronically filed a true and correct copy of the foregoing document with the Clerk of the Court using CM/ECF, which will send notification that such filing is available for viewing and downloading to the following counsel of record:

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I further certify that on September 7, 2007, I caused copies of the foregoing document to be served by e-mail on the above listed counsel of record and on the following non-registered participants in the manner indicated below:

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